

## **Appendix A: List of Invited Consulting Parties**

*List of parties included in mass mailing of 'Activities Conducted pursuant to NHPA Section 106 Process' notification, sent in December 2003 and January 2004.*

### **Tribes:**

Cahuilla Band of Mission Indians  
Chemehuevi Tribal Council  
Cocopah Tribal Council  
Fort Mojave Indian Tribe  
Hopi Cultural Preservation Office  
Hualapai Tribal Council  
Morongo Band of Mission Indians  
Quechan Tribe  
Salt River Pima-Maricopa Indian Community  
Torres-Martinez Desert Cahuilla Indians  
Twenty-nine Palms Band of Mission Indians  
Yavapai-Apache Nation

### **Governmental Organizations:**

Advisory Council on Historic Preservation  
Assistant Coordinator for Archaeological Info of San Bernardino County  
Bureau of Indian Affairs  
Bureau of Land Management  
Bureau of Reclamation of the Lower Colorado River Regional Office  
California Department of Parks and Recreation  
County Board of Supervisors of La Paz County



## **Appendix B: Timeline of NHPA at Siemens 2003 – 2007**

### **2003**

- Mar 20 EPA staff visits CRIT Reservation for a cultural tour
- Jun 17 EPA Initiates undertaking of Section 106 Review through letters to CRIT and Arizona SHPO
- Jul 25 EPA notifies Town of Parker and Siemens about NHPA
- Sep 10 CRIT recommends Initial Area of Potential Effects (“APE”)
- Dec 17 EPA issues a Public Notice for Proposed APE in Parker Pioneer (*no comments received*)

### **2004**

- Jan 23 EPA invites additional parties to participate in NHPA process (*none express interest*)
- Jan-Jun CRIT Museum Director Betty Cornelius requests that EPA enter into a Programmatic Agreement with CRIT on NHPA process
- Feb 11 EPA holds a public meeting on Stack Emissions Test (receives comments on alleged cultural and spiritual effects of Siemens facility)
- Apr Website makes NHPA information available
- Aug 13 EPA provides draft Programmatic Agreement to CRIT Acting Museum Director (*no written comments received*)

### **2005**

- Feb 9 EPA requests comments from CRIT on draft Programmatic Agreement (*no written comments received*)
- Apr 12 EPA requests comments from CRIT on final Programmatic Agreement (*written responses received from both agencies*)
- Nov 1 EPA staff meets with new CRIT Museum Director

### **2006**

- Feb 27 CRIT advises EPA that there is no need for a Programmatic Agreement which was never finalized, and recommends a new APE
- May 31 EPA issues public notices for the new Proposed APE in the Parker Pioneer and Manataba Messenger (*comments received*)
- Aug 1 EPA issues a public notice for an extension to the period for the Proposed APE
- Oct 26 CRIT submits photos to document visibility of Siemens from various points on the Reservation
- Oct- Dec EPA meets with CRIT Museum Director twice to discuss APE

### **2007**

- Jan 31 EPA issues public notice designating APE and requesting information on historic properties (*comments received*)
- Feb 16 EPA finalizes APE and requests information on historic properties from consulting parties



RECEIVED 08-03-89

# 89-8-1

RECEIVED: 08-03-89

REVIEWED: 08-08-89

**C.R.I.T. MUSEUM**  
**ARCHAEOLOGIC WALK-OVER PRE-APP. FORM**

PROPOSAL: Westates Carbon

TWP: 9N R: 20W SEC:   

LOCATION: Industrial Park

S/W 1/4 OF S/E 1/4

SUBMITTED BY: Weldon B. Johnson, Sr., Asst. Mus. Dir./Cult. Arch.  
THROUGH: Curtiss Martin, Sr., Museum Director

PREVIOUS DESIGNATIONS: A records search of the C.R.I.T. Museum's archaeologic files revealed no sites previously recorded at this location.

SITE DESCRIPTION: Site consists of compacted blow sand with creosote, sage and some cholla cactus, ORV impacts also occur at this location.

WALK-OVERS RESULTS: The archaeologic walk-over revealed no sites identified.

RECOMMENDATIONS/REMARKS: Due to the absence of cultural material and no sites previously recorded, I recommend waiver of the Cultural Resource portion within the C.R.I.T. L.U.O. 85-2 as amended.

ATTACHMENTS:

RECEIVED JAN 10 1991

JAN 02 1990

ACTION:

Phoenix Area Office  
Environmental Services

Determination for Purposes of Section 106 of the National Historic Preservation Act

Superintendent, Colorado River Agency

As the certifying authority at Supplement 2, 30 BIA M 1.5B(1), I have determined that the report, C.R.I.T. Museum Archaeologic Walk-over Pre-app. Form - Westates Carbon (#89-8-1) (August 1989) is accurate in its findings of survey for purposes of compliance with identification provisions of 36 CFR 800 and do herewith adopt its findings.

I find that the proposed undertaking contains no historic properties listed in or eligible for the National Register of Historic Places and invoke 36 CFR 800.4(d). For these purposes, approval may be granted for the proposed undertaking with the proviso that should cultural materials be encountered in the course of construction, work cease at that location and the Indian land owner and the Area Archeologist be notified immediately. Please note that the 106 determination should be incorporated into the Final Environmental Assessment (EA) for the proposed Westates Carbon, Inc. reactivation plant site on the Colorado River Indian Reservation.

/s/ BARRY W. WELCH

cc: Chairman, Colorado River Tribal Council

COLORADO RIVER INDIAN TRIBES PARKER, ARIZONA			
ATTN	ACTIVITY	DATE	INITIAL
	CHAIRMAN		
	VICE CHAIRMAN		
	SECRETARY		
	TREASURER		
<i>Copy to Tribal Council Legal, Museum, Service Unit, Stoneman, Service Unit</i>			
FILE 1/9/91/ab			



## ARIZONA STATE PARKS

800 W. WASHINGTON  
SUITE 415  
PHOENIX, ARIZONA 85007  
TELEPHONE 602-542-4174

ROSE MOFFORD  
GOVERNOR

### STATE PARKS BOARD MEMBERS

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DEPUTY DIRECTOR

November 29, 1990

Wilson Barber, Area Director  
DOI Bureau of Indian Affairs  
Phoenix Area Office  
P.O. Box 10  
Phoenix, AZ 85001

ATTN: C. Randall Morrison

RE: Colorado River Indian Reservation, Westates Carbon Regeneration Lease,  
DOI-BIA/PAO

Dear Mr. Barber:

Thank you for notifying us about the above project and sending us a copy of the cultural resources documentation prepared by Weldon Johnson from the CRIT Museum. I have reviewed the documentation that you submitted and have the following comments pursuant to 36 CFR Part 800:

1. The documentation that was submitted is not consistent with the Secretary of the Interior's standards for archaeological inventories and we request that future surveys be more consistent with these standards and presented to us in a format per our memorandum of February 5, 1988 to all Federal agencies and consulting archaeologists.
2. Regardless, we have no reasons to doubt Mr. Johnson's findings and note that he did not locate any cultural material.
3. Therefore, we concur with the agency that this project should have no effect on any National Register or eligible properties.
4. One conditional comment is that should archaeological remains be encountered during project ground disturbing activities, work should cease in the area of the discovery and this office be notified immediately, pursuant to 36 CFR 800.11.

We appreciate your continued cooperation with this office in complying with the historic preservation requirements for federally assisted undertakings. If you have any questions, please contact me.

Sincerely,

Robert E. Gasser  
Compliance Coordinator

for Shereen Lerner, Ph.D.  
State Historic Preservation Officer



PHOENIX AREA DIRECTOR

DEC 4 12 56 PM '90

BUREAU OF INDIAN AFFAIRS  
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# PUBLIC NOTICE

## Designation of Area of Potential Effects on Historic Properties and Request for Information about Historic Properties for Siemens Water Technologies (formerly US Filter Westates) Under Section 106 of the National Historic Preservation Act

Siemens Water Technologies is a hazardous waste treatment facility on the Colorado River Indian Reservation near Parker, Arizona. The U.S. Environmental Protection Agency (EPA) is in the process of making a permit decision at Siemens.

### Designation of Area of Potential Effects

As part of the permit decision, EPA must comply with the National Historic Preservation Act (NHHPA). In compliance with the NHHPA, EPA is designating an Area of Potential Effects on historic properties for its permit decision at Siemens.

The map to the right shows the Area of Potential Effects on historic properties. EPA is designating this Area of Potential Effects after consultation with the Colorado River Indian Tribes, the Arizona State Historic Preservation Office, the Town of Parker, and Siemens, and with consideration of public comments on a proposed Area of Potential Effects. You may find information about the comments EPA received and the basis for our designating this Area of Potential Effects on EPA's website, at local public repositories listed to the right or by contacting EPA. Contact information is noted to the right.

Please note that this Area of Potential Effects is for potential effects only on historic properties from EPA's permit decision regarding the Siemens facility. Under a separate authority, EPA is also requiring Siemens to conduct a human health and ecological risk assessment which will evaluate potential human health and ecological effects up to 30 miles from the facility due to Siemens operations. In the future, EPA will publish separate public notices regarding the risk assessment and other EPA actions at Siemens, such as the draft permit decision. If you would like to receive future public notices in the mail, please let us know by phone, email, or mail, and we'll put you on our mailing list.

### Determining Whether There May Be Adverse Effects to Historic Properties

EPA must now determine whether a hazardous waste permit decision at Siemens may cause adverse effects to any historic properties within the Area of Potential Effects. EPA will make this determination after researching public records, consulting with the consulting parties noted above, and considering comments from the public. Therefore, EPA would like to hear from you about any historic properties that you know of within the Area of Potential Effects and about any adverse effects you believe a Siemens permit may cause to the historic properties. For each historic property, please describe why you believe it to be a historic property and please describe the specific adverse effects you believe a Siemens permit may cause.

### Criteria for Identifying Historic Properties and Adverse Effects

EPA will use NHHPA criteria in determining whether a site or structure within the Area of Potential Effects is a historic property and whether a Siemens permit may cause adverse effects to the historic properties. Under the NHHPA, a historic property may be a building, structure, site, object, or district that is important in American history, architecture, archeology, engineering, or culture. The term "historic property" also includes properties of traditional religious and cultural importance to an Indian Tribe. Under the NHHPA, an adverse effect to a historic property is any effect that would diminish the integrity of certain aspects of the property such as location, design, setting, or feeling.

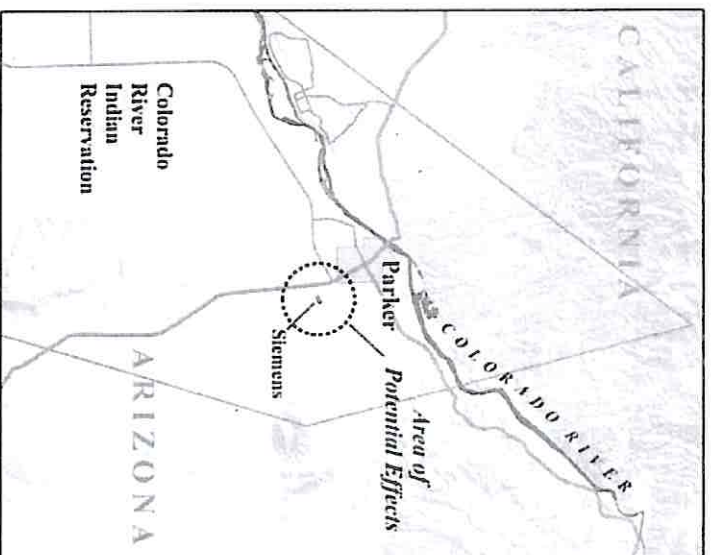
To learn more about the NHHPA process and criteria for identifying historic properties and adverse effects you may access "Citizen's Guide to Section 106 Review" at [www.arch.gov/citizensguide.html](http://www.arch.gov/citizensguide.html) and "How to Apply the National Register Criteria for Evaluation" at [www.nps.gov/nr/publications/bulletins/nrb15/](http://www.nps.gov/nr/publications/bulletins/nrb15/). You may also obtain these documents by contacting EPA or visiting the public repositories.

### Next Steps

EPA must take possible adverse effects to historic properties into consideration in making its permit decision. If EPA determines that there are no historic properties within the Area of Potential Effects, or that a Siemens permit will not cause adverse effects to any historic properties, then EPA will issue a public notice making this determination, and this will complete the NHHPA process. If EPA determines that there are historic properties within the Area of Potential Effects and that a Siemens permit may cause adverse effects to the historic properties, then EPA will consult with the consulting parties to determine whether mitigation measures are necessary. EPA will then issue a public notice either proposing mitigation measures, or making a determination that mitigation measures are not necessary.

### We are interested in any information you may have on historic properties within the Area of Potential Effects

If you have information on historic properties within the Area of Potential Effects, including possible adverse effects from a Siemens permit to the historic properties, please let EPA know by March 5, 2007. Any information you submit will become part of the public record. However, if there is information that you would like to provide, but that you believe should remain confidential either for your anonymity or to protect the historic property, please contact us by phone and we will explore options for keeping the information confidential. You may contact EPA at any time during the process to advise us of concerns or comments you may have regarding the NHHPA process at Siemens.



A detailed map and additional documents regarding the steps leading up to this determination are available at public repositories at the Parker Public Library and the Colorado River Indian Tribes Museum. You may also obtain these documents and information, as well as information about Siemens and the National Historic Preservation Act, at the public repositories, by contacting EPA at the address or phone number to the right, and at EPA's website at <http://www.epa.gov/region9/water/siemens/>.

To comment, or for more information, you may write, email, or call Karen Scheuermann at:

Karen Scheuermann  
US EPA Region 9 (WST-4)  
75 Hawthorne Street  
San Francisco, CA 94105  
[scheuermann.karen@epa.gov](mailto:scheuermann.karen@epa.gov)

Phone: (415) 972-3356

Toll-free number: (800) 231-3075



**Appendix E: Assessment of Historical Integrity of Historic Route 72 (State Route 95)**  
**Page 1 of 2**

Pictures from: Google Maps Street View Feature



**Observations:**

- Paved over three- four lane Highway
- Power lines on eastern side of road
- 6,344 Estimated Daily Traffic by MPSI Solutions – Google Earth

**Appendix E: Assessment of Historical Integrity of Historic Route 72 (State Route 95)**  
**Page 2 of 2**



**State Route 72**  
**Junction SR 95 to Hope Highway**

**Location:** Yuma District; La Paz County  
**Length:** 37 miles  
**Begins:** Junction SR 95 (MP 13.11)  
**Ends:** Hope (MP 49.91)

State Route 72 (SR 72) is a 37-mile long road that was incorporated into the state highway system in 1932. Prior to the construction of US 95 between Quartzite and Parker, SR 72 was the main access road to a crossing over the Colorado River at Parker. It also was the Territorial-period (1863–1912) route that reached the Colorado River Indian Reservation, which was established in 1865 for several tribal groups, including the Chemehuevi and Mohave. During the period of construction for the Parker Dam (1934–1938), highway workers improved SR 72 by widening and paving. It remains a useful route to reach Parker Dam and its recreational reservoir—Lake Havasu.

*For more information please visit [www.azdot.gov/Highways/Arizona\\_Historic\\_Roads](http://www.azdot.gov/Highways/Arizona_Historic_Roads)*



Accessed online on 4/9/12 at:

[http://www.azdot.gov/azhistoricroads/Media/HighwayHistories/SR72\\_HighwayHistory.pdf](http://www.azdot.gov/azhistoricroads/Media/HighwayHistories/SR72_HighwayHistory.pdf)